

AL-16-000-5991

ORRIN G. HATCH
UTAH

ROBERT PORTER
CHIEF OF STAFF

104 Hart Senate Office Building

TELEPHONE: (202) 224-5251
TDD (202) 224-2849
FAX: (202) 224-6331

Website: hatch.senate.gov

United States Senate

WASHINGTON, DC 20510-4402

March 15, 2016

PRESIDENT PRO TEMPORE

COMMITTEES:

FINANCE
CHAIRMAN

JUDICIARY

HEALTH, EDUCATION,
LABOR, AND PENSIONS

AGING

JOINT COMMITTEE
ON TAXATION

Laura Vaught
Associate Administrator for Congressional and Intergovernmental Relations
Environmental Protection Agency
1200 Pennsylvania Avenue NW
Room 3426 ARN
Washington, DC 20460

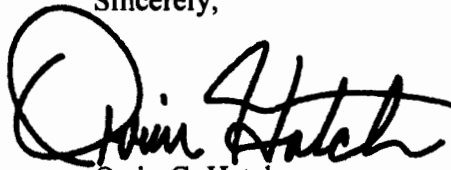
Dear Ms.:

I am enclosing a copy of the correspondence which I received from my constituent,
Exempt

I would appreciate your review and response to this letter at your earliest convenience.
Please fax your response to the attention of Romel Nicholas, at 202-224-6331.

Again, I appreciate your attention to this matter.

Sincerely,



Orrin G. Hatch
United States Senator

Enclosure

Concerning: "Greenhouse Gas Emissions and Fuel Efficiency Standards for Medium- and Heavy-Duty Engines and Vehicles—Phase 2."

This is absurd. Contained in this regulation is a provision that would prohibit vehicle owners from converting their cars into track-only or non-highway vehicles for recreation. Please vote no on this. It's stupid. Sooooo stupid. That is all.

exempt

16-000-5991



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY 17 2016

OFFICE OF
AIR AND RADIATION

The Honorable Orrin G. Hatch
United States Senate
Washington, D.C. 20510

Dear Senator Hatch:

Thank you for your letters of March 15, 2016, regarding language in the Clean Air Act rulemaking (the "Phase 2 HD GHG Proposal") and its potential effect on competition motorsports. I appreciate your interest in this matter, and welcome the opportunity to set the record straight.

The U.S. Environmental Protection Agency is committed to protecting public health by ensuring that cars driven on public roads meet pollution standards under the Clean Air Act. Congress required these standards for good reason: emissions from motor vehicles have been linked to premature death in people with heart or lung disease, aggravated asthma, decreased lung function, and increased respiratory problems.

I'd also like to make it clear that the EPA supports motorsports and its contributions to the American economy and communities all across the country. EPA's focus is not on vehicles built or used exclusively for racing, but on companies that don't play by the rules and that make and sell products that disable pollution controls on motor vehicles used on public roads. These unlawful defeat devices pump dangerous and illegal pollution into the air we breathe.

The proposed language in the Clean Air Act rulemaking was never intended to represent any change in the law or in EPA's policies or practices towards dedicated competition vehicles. Since our attempt to clarify led to confusion, the EPA has decided to eliminate the proposed language from the final rule.

We will continue to engage with the racing industry and others about ways to ensure that we support racing and also keep our focus where it has always been: reducing pollution from the cars and trucks that travel along America's roadways and through our neighborhoods.

Again, thank you for your letter. If you have further questions or concerns, please contact me or your staff may contact Patricia Haman in the EPA's Office of Congressional and Intergovernmental Relations at haman.patricia@epa.gov or at (202) 564-2806.

Sincerely,

A handwritten signature in black ink, appearing to read "Janet G. McCabe".

Janet G. McCabe
Acting Assistant Administrator

ORRIN G. HATCH
UTAH

ROBERT PORTER
CHIEF OF STAFF

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AL-16-000-5909

United States Senate

WASHINGTON, DC 20510-4402

March 15, 2016

PRESIDENT PRO TEMPORE

COMMITTEES:

FINANCE
CHAIRMAN

JUDICIARY

HEALTH, EDUCATION,
LABOR, AND PENSIONS

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Washington, DC 20460

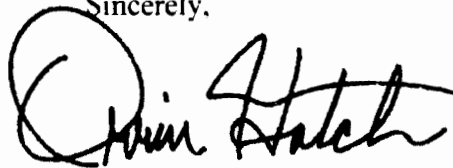
Dear Ms. Vaught:

I am enclosing a copy of the correspondence which I received from my constituent *exempt b*
exempt b

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Again, I appreciate your attention to this matter.

Sincerely,



Orrin G. Hatch
United States Senator

Enclosure

Why is EPA admin Gina McCarthy attacking the automotive aftermarket and racing industry? As I understand the Clear Air act, it doesn't allow the EPA to go after the racing industry. Is this more environmental extremism coming from them? Please take a moment and straighten out the druids over there at the EPA. Racing has no noticeable impact on air pollution, and the automotive aftermarket has proven time and again to have advanced automotive efficiency.

Exempt-6



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY 17 2016

OFFICE OF
AIR AND RADIATION

The Honorable Orrin G. Hatch
United States Senate
Washington, D.C. 20510

Dear Senator Hatch:

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The proposed language in the Clean Air Act rulemaking was never intended to represent any change in the law or in EPA's policies or practices towards dedicated competition vehicles. Since our attempt to clarify led to confusion, the EPA has decided to eliminate the proposed language from the final rule.

We will continue to engage with the racing industry and others about ways to ensure that we support racing and also keep our focus where it has always been: reducing pollution from the cars and trucks that travel along America's roadways and through our neighborhoods.

Again, thank you for your letter. If you have further questions or concerns, please contact me or your staff may contact Patricia Haman in the EPA's Office of Congressional and Intergovernmental Relations at haman.patricia@epa.gov or at (202) 564-2806.

Sincerely,

A handwritten signature in black ink, appearing to read "Janet G. McCabe".

Janet G. McCabe
Acting Assistant Administrator

AL-16-000-5916

ORRIN G. HATCH
UTAH

ROBERT PORTER
CHIEF OF STAFF

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Website: hatch.senate.gov

United States Senate

WASHINGTON, DC 20510 4402

March 15, 2016

PRESIDENT PRO TEMPORE

COMMITTEES

FINANCE
Chairman

JUDICIARY

HEALTH, EDUCATION
LABOR AND PENSIONS

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JOINT COMMITTEE
ON TAXATION

Laura Vaught
Associate Administrator for Congressional and Intergovernmental Relations
Environmental Protection Agency
1200 Pennsylvania Avenue NW
Room 3426 ARN
Washington, DC 20460

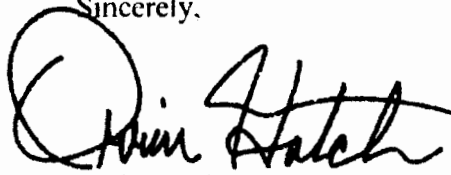
Dear Ms. Vaught:

I am enclosing a copy of the correspondence which I received from my constituent, *exempt b*
exempt b

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Please fax your response to the attention of Romel Nicholas, at 202-224-6331.

Again, I appreciate your attention to this matter.

Sincerely,



Orrin G. Hatch
United States Senator

Enclosure

1

Is there any way to stop the EPA over-reach? This is yet another example of a pointless interference in our lives that will have negligible impact on the environment.

<https://www.sema.org/news/2016/02/08/epa-seeks-to-prohibit-conversion-of-vehicles-into-racecars>

exempt

AL-16-000-5916



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY 17 2016

OFFICE OF
AIR AND RADIATION

The Honorable Orrin G. Hatch
United States Senate
Washington, D.C. 20510

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Again, thank you for your letter. If you have further questions or concerns, please contact me or your staff may contact Patricia Haman in the EPA's Office of Congressional and Intergovernmental Relations at haman.patricia@epa.gov or at (202) 564-2806.

Sincerely,

A handwritten signature in black ink, appearing to read "Janet G. McCabe", is located below the word "Sincerely,".

Janet G. McCabe
Acting Assistant Administrator

AL-16-000-6255

2444 RAYBURN HOUSE OFFICE BUILDING
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(202) 225-4016
FAX: (202) 225-9219

JOHN P. SARBANES
3RD DISTRICT, MARYLAND
COMMITTEE ON
ENERGY AND COMMERCE

Congress of the United States
House of Representatives
Washington, DC 20515-2003
www.sarbanes.house.gov

March 23, 2016

Ms. Laura Vaught
Associate Administrator for Congressional and Intergovernmental Affairs
Environmental Protection Agency
1200 Pennsylvania Avenue NW
Room 3426 ARN
Washington, DC 20460-0001

Dear Ms. Vaught:

Enclosed, please find a copy of correspondence from my constituent *exempt*

This individual has expressed some concerns about an EPA proposal that potentially prohibits the conversion of vehicles into racecars. I would appreciate it if you would carefully review their comments and provide a response to these concerns.

Should you have any questions about this matter, please contact Peter Gelman of my staff at 202-225-4016.

Thank you for your attention to this matter.

Sincerely,



John P. Sarbanes
Member of Congress

JPS/pg

800 BALTIMORE AVENUE
SUITE 303
TOWSON, MD 21204
(410) 832-8890
FAX: (410) 832-8896

44 CALVERT STREET
SUITE 349
ANNAPOLIS, MD 21403
(410) 295-1679
FAX: (410) 295-1682

PRINTED ON RECYCLED PAPER

Email Viewer

Message Details Attachments Metadata Sources

HTML

From: "webforms@hhws-www2.house.gov" <webforms@hhws-www2.house.gov>
 Date: 2/10/2016 11:05:26 PM
 To: "md03ima@mail.house.gov" <md03ima@mail.house.gov>
 Cc:
 Subject: IMA MAIL ON Environment

<APP>CUSTOM
 <PREFIX>Mr</PREFIX>
 <FIRST>*exempt 6*</FIRST>
 <MIDDLE>*exempt 6*</MIDDLE>
 <LAST>*exempt 6*</LAST>
 <SUFFIX></SUFFIX>
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 <ADDR2></ADDR2>
 <CITY>*exempt 6*</CITY>
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 <ZIP9>7261</ZIP9>
 <EMAIL>*exempt 6*</EMAIL>
 <PHONE>*exempt 6*</PHONE>
 <ISSUE>Environment</ISSUE>
 <MSG>

Hello Representative Sarbanes! First I would like to thank you for taking the time out of you busy schedule to read my email. I am contacting you as a concerned citizen and a automobile enthusiast about the EPA's proposal to prohibit the conversion of vehicles into race cars. As a automobile enthusiast, cars are not just a hobby for me they are my passion! To have the ability to turn the ordinary into extraordinary in my opinion is something so special words can't begin to describe it. I have a car that I've been working on for over 7 years, and in that time it has become a work of art. I travel a lot to attend car shows, mostly shows that are for some sort of charity. Ever since I was a little boy, it has been my dream to own a sports car. Now that my dream in finally here, it has the potential of being crushed by the EPA. I beg you not to let that happen. Please don't let my and millions of other peoples hobby and dreams die with this proposal by the EPA. So far I've only spoken about my dreams and hobbies. I haven't even begun to speak on the countless jobs and businesses that will suffer with this proposal. I beg you to PLEASE tell the EPA to withdraw it's proposal to prohibit the conversion of vehicles into race cars. Thank you for your time!!

</MSG>

<RSP></RSP>

*****Additional Information:*****

X-URL: https://sarbanes.house.gov/htbin/formproc_z/zip-auth.txt%26form%3D/contact/email-me/email-me-bills-zip-authenticated%26nbase%26fpGetVer%3D2

User Agent: Mozilla/5.0 (Windows NT 10.0; WOW64) AppleWebKit/537.36 (KHTML, like Gecko) Chrome/48.0.2564.103 Safari/537.36

X-Remote-Host: 96.244.218.88 X_FORWARDED_FOR:96.244.218.88, 184.26.136.142, 23.79.240.30

16-000-6255



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY 17 2016

OFFICE OF
AIR AND RADIATION

The Honorable John P. Sarbanes
U.S. House of Representatives
Washington, D.C. 20515

Dear Congressman Sarbanes:

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Sincerely,

A handwritten signature in black ink, appearing to read "Janet G. McCabe".

Janet G. McCabe
Acting Assistant Administrator

AL-16-000-6115

BLAINE LUETKEMEYER

MEMBER OF CONGRESS

3RD DISTRICT, MISSOURI

<http://luetkemeyer.house.gov>

www.facebook.com/BlaineLuetkemeyer

www.twitter.com/RepBlainePress

**Congress of the United States
House of Representatives**

Washington, DC 20515

March 23, 2016

COMMITTEE ON
FINANCIAL SERVICES

HOUSING AND INSURANCE
CHAIRMAN

FINANCIAL INSTITUTIONS
AND CONSUMER CREDIT

COMMITTEE ON
SMALL BUSINESS

The Honorable Gina McCarthy
Administrator
Environmental Protection Agency
1200 Pennsylvania Ave N.W.
Washington, DC 20460

RE: USEPA Designations for the 2010 SO2 National Ambient Air Quality Standards (2010 SO2 NAAQS) EPA-HQ-OAR-2014-0464

Dear Administrator McCarthy:

On July 22, 2015, one of the undersigned (Rep. Blaine Luetkemeyer) wrote to the Honorable Sara Parker Pauley, Director of the Missouri Department of Natural Resources (MDNR), regarding her Department's ongoing work to address the 2010 SO2 NAAQS revision promulgated by the United States Environmental Protection Agency (USEPA). In that letter, Rep. Luetkemeyer requested that the Department recommend to USEPA that the Franklin County, Missouri Area, the area around Ameren Missouri's Labadie Energy Center, be classified as "unclassifiable" to allow the State to develop a clearer characterization of the air quality based on monitoring currently being conducted by Ameren Missouri with MDNR oversight.

To date, the monitoring data collected and quality assured demonstrates that air quality around the Labadie Energy Center is well below the 2010 1 Hour SO2 NAAQS. Consistent with consideration of the available information, and in conformance with Missouri law and USEPA guidance, MDNR recommended that the Franklin County, Missouri Area be classified as "unclassifiable" in order to provide the Department with time to make a correct designation based on full consideration of actual data. Surprisingly, however, the USEPA rejected MDNR's sound recommendation and instead proposed that the Franklin County, Missouri Area be designated as non-attainment.

As highlighted in the letter to Director Pauley, Franklin County has an unacceptably high unemployment rate of 5.8% (Missouri Department of Economic Development June 2015). A designation of non-attainment only exacerbates the challenges we face in our efforts to attract economic development projects to the area and region. And, to be sure, a designation of non-attainment is simply not supported by what we know today, for several reasons.

First, as mentioned, current monitored and quality assured data supports a trend of attainment for this area. The actual data, collected for close to 1 year, is well below the 2010 1 Hour NAAQS. See attached chart provided to the undersigned summarizing the actual data collected, to date. It appears this data was not considered at all by USEPA when it made its proposed decision of non-attainment. Second, in rendering its proposed decision, USEPA claims to rely on modeling results using a model called AERMOD. However, the model used is technically flawed. Specifically, the model has over prediction tendencies thereby producing results that exaggerate air quality impacts. In fact, USEPA has itself

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PHONE: (636) 327-7055

516 JEFFERSON STREET
WASHINGTON, MO 63090
PHONE: (636) 239-2276
FAX: (636) 239-0478

2117 MISSOURI BOULEVARD
JEFFERSON CITY, MO 65109
PHONE: (573) 635-7232
FAX: (573) 635-8347

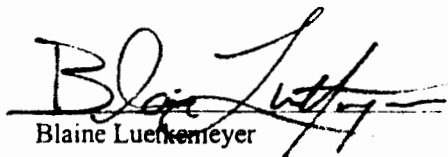
<http://luetkemeyer.house.gov>


recognized that corrections to the model are appropriate and is seeking to correct the model's flaws in a rulemaking it has proposed. That rulemaking is pending but USEPA seems to believe it is still appropriate to ignore the flaws in the modeling even when making impactful decisions such as NAAQS non-attainment designations. Third, USEPA can and has made site specific corrections to the model to address the problems noted but has apparently chosen not to do so here. We understand that MDNR has made a request for site specific approval to correct the over prediction tendencies of the model for the Franklin County, Missouri Area, but USEPA has not yet acted on that site specific request.

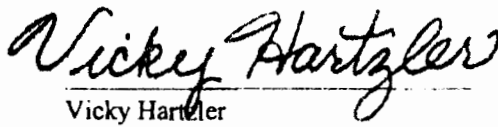
We fully appreciate USEPA's work to put in place the protections needed to ensure our country has a healthful environment, but USEPA's work with respect to its proposal to designate the Franklin County, Missouri Area as non-attainment must be re-evaluated. We request your Agency to consider fully all of the available technical data, including actual monitored and quality assured data, around the Franklin County Missouri, Area and make a correct decision to classify the area as "unclassifiable".

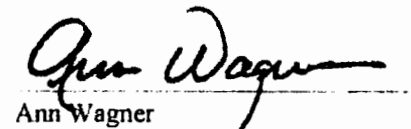
We appreciate your prompt attention to this matter and look forward to your response.

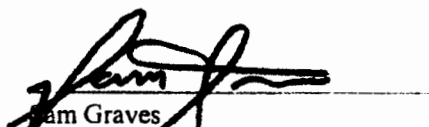
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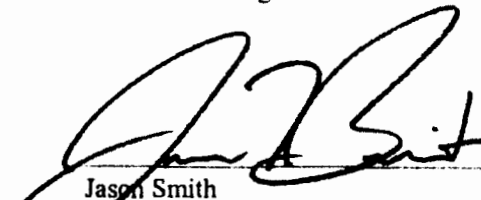

Blaine Luetkemeyer
Member of Congress

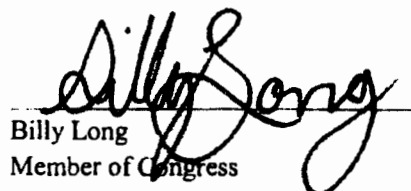

Roy Blunt
United States Senator


Vicky Hartzler
Member of Congress


Ann Wagner
Member of Congress


Sam Graves
Member of Congress


Jason Smith
Member of Congress


Billy Long
Member of Congress

AL-16-000-6115

Ambient SO₂ Concentration Data from Labadie Area Monitoring Sites

Valley Monitor

Highest measured values since April 2015

Date	Hour	Measured Concentration (ppb)	USEPA Standard (ppb)	Percent Below Standard
10/10/2015	1300	56	75	-25.3%
08/27/2015	1200	51	75	-32.0%
11/09/2015	1400	34	75	-54.7%
11/09/2015	1500	32	75	-57.3%
10/22/2015	1100	30	75	-60.0%
10/10/2015	1400	23	75	-69.3%
05/27/2015	1000	21	75	-72.0%
07/09/2015	1300	19	75	-74.7%
10/21/2015	1100	19	75	-74.7%
11/11/2015	2300	19	75	-74.7%
08/13/2015	1500	19	75	-74.7%
12/22/2015	800	18	75	-76.0%
08/27/2015	1300	18	75	-76.0%
10/08/2015	1200	17	75	-77.3%

Northwest Monitor

Highest measured values since April 2015

Date	Hour	Measured Concentration (ppb)	USEPA Standard (ppb)	Percent Below Standard
05/01/2015	1600	38	75	-49.3%
11/08/2015	1200	35	75	-53.3%
05/01/2015	1500	29	75	-61.3%
11/09/2015	1400	28	75	-62.7%
12/22/2015	800	26	75	-65.3%
11/09/2015	1300	20	75	-73.3%
05/01/2015	1700	19	75	-74.7%
11/08/2015	1300	18	75	-76.0%
08/15/2015	1300	15	75	-80.0%
10/10/2015	1300	15	75	-80.0%
10/10/2015	1200	14	75	-81.3%
12/15/2015	900	14	75	-81.3%
05/01/2015	1200	14	75	-81.3%
05/01/2015	1800	14	75	-81.3%

AL-16-000-6115



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

April 22, 2016

OFFICE OF
AIR AND RADIATION

The Honorable Vicky Jo Hartzler
U.S. House of Representatives
Washington, D.C. 20515

Dear Congresswoman Hartzler:

Thank you for your letter of March 23, 2016, to U.S. Environmental Protection Agency Administrator Gina McCarthy, regarding the EPA's proposed decision to designate the Franklin County Missouri Area as "nonattainment" for the 1-hour sulfur dioxide (SO₂) National Ambient Air Quality Standard (NAAQS). The Administrator asked that I respond on her behalf.

Your letter requests that the EPA consider fully all of the available technical data for the Franklin County Missouri Area, and that we designate the area "unclassifiable." Your letter will be included as a public submission in the federal rulemaking docket (Docket ID No. EPA-HQ-OAR-2014-0464), and we will consider your comments in making our final designation decision for the Franklin County Missouri Area. Under the direction of a court order, the EPA must finalize the designation for this area for the 1-hour SO₂ NAAQS no later than July 2, 2016.

Again, thank you for your letter. If you have further questions, please contact me or your staff may contact Matthew Davis in the EPA's Office of Congressional and Intergovernmental Relations at davis.matthew@epa.gov or at (202) 564-1267.

Sincerely,

A handwritten signature in black ink, appearing to read "Janet G. McCabe", is located below the word "Sincerely,".

Janet G. McCabe
Acting Assistant Administrator

SHERROD BROWN

O-II-O

COMMITTEES

AGRICULTURE, NUTRITION,
AND FORESTRY

BANKING, HOUSING,
AND URBAN AFFAIRS

FINANCE

VETERANS' AFFAIRS

United States Senate

WASHINGTON, DC 20510 - 3505

March 25, 2016

Ms. Laura Vaught
Associate Administrator for Congressional and Intergovernmental Relations
Environmental Protection Agency
1200 Pennsylvania Ave., N.W, Room 3426 ARN
Washington, DC 20460

Dear Ms. Vaught:

Enclosed please find a Request for Assistance and documentation from Andrea Reid, Vice President, Franklin Art Glass Studios, Inc.

Ms. Reid contacted me after receiving a copy of a memo from the U.S. Environmental Protection Agency's Office of Air and Radiation. Distributed with that memo was a list of art glass manufacturers that, according to Ms. Reid, incorrectly includes her studio. My constituent would like to clarify that her studio does not, in fact, manufacture glass or work with chromium, cadmium, or arsenic.

Please review this matter and provide me with your comments and recommendations for any actions that can be taken to resolve this situation. Your response should be directed to my Cleveland office at 801 West Superior Ave., Suite 1400, Cleveland, Ohio 44113 (Phone: 216-522-7272; Fax: 216-522-2239).

Thank you for your attention to this request.

Sincerely,



Sherrod Brown
United States Senator

SB:jp

Enclosure

cc: Andrea Reid



Request for Assistance

SENATOR SHERROD BROWN

NAME Franklin Art Glass Studios Inc. HOME PHONE ()
 ADDRESS 222 E. Sycamore St. CELL PHONE ()
 CITY Columbus WORK PHONE (614) 221-2972
 STATE OH ZIP 43206 COUNTY Franklin EMAIL andrea@franklinartglass.com
 SS# _____ Medicare# _____ CLAIM#/CASE# _____
 (Provide these numbers only if necessary to investigate your case.)

Dear Senator Brown:

I am seeking your assistance in a personal matter involving the federal government. I hereby authorize your office to request, on my behalf, that the appropriate federal agency or agencies investigate the following:
 (Use reverse side or additional paper, as needed.)

In a memo from the USEPA Franklin Art Glass Studios is
mentioned by name as an art glass manufacturer, or in other
terms someone who manufactures colored sheet glass for use
in stained glass and other glass related projects. This is
incorrect. Franklin Art Glass is a stained glass producer/
manufacturer, or in other terms we produce stained glass
panels like you would see in religious institutions. We
do not manufacture the glass itself, we simply buy glass
from other companies to make our stained glass panels.

Furthermore we do not use arsenic, cadmium or chromium in our
 I further authorize, under the provisions of the Privacy Act of 1974, that the agency or agencies involved have my permission to disclose information from their records about my case or claim to the office of Senator Sherrod Brown. Studios

SIGNATURE [Signature] Vice President
Franklin Art Glass DATE 3/25/16

Please return this completed form and any other relevant information to:

Senator Sherrod Brown, 801 West Superior Avenue, Suite 1400, Cleveland, Ohio 44113-1829

Phone: 216-522-7272 Toll Free: 888-896-6446 (Press 1)

Fax: 216-522-2239



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

FEB 25 2016

OFFICE OF
AIR AND RADIATION

MEMORANDUM

SUBJECT: Art Glass Manufacturing - Request for Regional Input

FROM: Janet G. McCabe *JGM*
Acting Assistant Administrator

TO: Regional Air Division Directors
Regions 1-10

I am writing to make you aware of an air toxics situation that has been taking place in Region 10 and ask your assistance as we work to understand the national implications of this situation. In this memo, I am summarizing the situational background and the ways in which EPA is supporting Oregon to respond. I hope you were able to attend yesterday's special purpose call and have a better understanding of the situation on the ground in Portland. My specific asks of you moving forward are to, by March 9, 2016:

1. Provide any information you currently have about the sources we've identified (attached), and if you are aware of any additional art (or colored) glass manufacturing facilities not on this list.
2. Communicate with your states to:
 - a. ensure they are aware of the issues associated with these sources in Oregon;
 - b. offer your assistance in determining whether there are similar emissions of concern associated with these sources; and
 - c. request your states provide any information they have about these sources.
3. Let me know if your Region has special expertise in this type of facility or control of these types of pollutants.

Background

The U.S. Forest Service (USFS), in a pilot study, found moss collected from trees around art glass manufacturers in the Portland area—and Bullseye Glass in particular—had much higher concentrations of heavy metals than other areas in the city. This result prompted the Oregon Department of Environmental Quality (ODEQ) to set up air monitoring systems near the company to collect 24-hour air samples every few days over a 30-day period in October 2015.

In early February, ODEQ made publicly available the results of that air monitoring, which showed high levels of cadmium and arsenic in the air and began investigating potential sources. Preliminary work suggests that the metals found in the monitoring were coming in large part from Bullseye Glass, an art glass manufacturing facility. Elevated cadmium levels were also found in proximity to another Portland glass manufacturer, Uroboros Glass. Both companies have suspended the use of chromium and

cadmium; Bullseye, which also used arsenic, has suspended its use. ODEQ has provided a summary at <http://www.deq.state.or.us/nwr/docs/metalsem/FSDEQAddressingAirToxics.pdf>, and they are providing regular updates and technical information on the Portland Metals website at <http://www.deq.state.or.us/nwr/metalsemissions.htm>.

OAQPS has identified 14 other similar facilities, which, like Bullseye and Uroboros, may manufacture art glass and may use raw metals in their processes. A Clean Air Act National Emission Standards for Hazardous Air Pollutants (NESHAP) (40 CFR Part 63, Subpart SSSSSS) for glass manufacturing area sources has been in effect since 2007. This rule applies to continuous furnaces that produce 50 tons or more of glass per year using any amount of toxic metals in the glass recipe. As noted below, one area of investigation is the applicability of Part 63, Subpart SSSSSS to these and similar facilities.

EPA Assistance

The EPA has been fully engaged to support Oregon and others as this situation has developed, including supporting efforts to identify all art glass producers that might have similar issues and all other sources of metals emissions in Oregon.

In Region 10:

- Staff and management are working closely with state partners to provide significant assistance to ODEQ and the Oregon Health Authority (OHA). Oregon has set up an incident command structure for managing this issue, and the Region 10 Operations Office in Portland is part of the team, helping to coordinate EPA's assistance as a part of the state's ongoing work.
- EPA Region 10's focus has been on supporting Oregon to work directly with impacted facilities and to provide assistance in the development of air and soil sampling programs. Two weeks ago, EPA Region 10 enforcement staff, including an expert on glass manufacturing facilities, conducted a joint inspection with ODEQ of the Bullseye Glass Company and an EPA inspection of Uroboros Glass. The EPA subsequently inspected Spectrum Glass in Washington State and conducted a joint inspection with ODEQ of Northstar Glassworks in Portland. The EPA's engineers and technical specialists from across the country¹ have participated in subsequent technical meetings with ODEQ and Bullseye Glass to provide guidance on analytical methods to characterize the sources and information on technologies available to control emissions from glass manufacturing facilities. We have supported Oregon in their actions to secure agreements from the companies to stop using the compounds that are associated with the toxic emissions found in the air monitoring until other solutions can be developed. ODEQ and OHA have been very proactive in their efforts to identify risks to the public from air toxics and in response to this specific situation.
- For the assessment of impacts, EPA Region 10 has loaned air monitoring equipment and provided supplies to ODEQ for collection of air samples to analyze for heavy metals. The EPA has also loaned ODEQ equipment to analyze soil samples and offered access to one of the EPA's science and technical assistance contractors. The EPA air and cleanup staff have offered assistance in the development of air and soil sampling programs. In addition, the EPA risk assessors stand ready to

¹ Region 10 added experts to our team from Region 7, which has worked extensively with the development of the Wool Fiberglass Rule to determine and address hexavalent chromium emissions in EJ neighborhoods. Also, OAQPS' Measurement Technology Group is providing guidance and information on hexavalent chromium emissions measurement methods. The National Risk Management Laboratory has provided background materials on chromium reactions at high temperatures.

work with the OHA, Multnomah County Health Department, and the Agency for Toxic Substances and Disease Registry to help assess and communicate the public health risks using the limited data currently available and to refine the assessment as more information becomes available on concentrations of metals in the air and soil.

At Headquarters:

- Relevant experts from the Office of Air Quality Planning and Standards (OAQPS) and the Office of Research and Development (ORD) are providing technical support to Region 10 on source testing, health impacts of air toxics levels and other monitoring and impacts issues as they arise.
- The Office of Enforcement and Compliance Assistance (OECA), the Office of General Counsel (OGC) and OAQPS are jointly investigating the applicability of Part 63, Subpart SSSSSS to these and similar facilities nationally.
- OECA and Region 10 have also discussed potential use of authority under Clean Air Act Section 114 to request additional information from facilities nationwide.
- OAQPS is working to improve our characterizations of emissions from art glass manufacturing facilities.
- OAQPS and ORD are collaborating to assess the viability of the original USFS study as a screening methodology for air toxics and review screening modeling by state of Washington. This will help determine whether this modeling can be applied to other art glass manufacturing facilities.
- OAQPS is also considering the feasibility of using the Community Scale Air Toxics Ambient Monitoring funds (FY16) to reimburse the ODEQ for Portland monitoring and conduct new monitoring around other plants.

We will keep you posted on these activities and look forward to receiving additional information from you as requested above. If you or your states have questions, please contact Mike Koerber in OAQPS.

Attachment

Company Name	Street Address	Region	City	State	Zip	Phone	Notes
1 Steuben	One Museum Way	2	Corning	NY	14830	607 937-5371	fabricator?
2 Blenko Glass	9 Bill Blenko Dr.	3	Milton	WV	25541	304 743-9081	
3 Youghiogheny Glass	300 S 1st Street	3	Connellsville	PA	15425	724 628-3000	
4 Wissmach Glass	420 Stephen St.	3	Paden City	WV	26159	304 337-2253	
5 Fenton Glass	700 Elizabeth St	3	Williamstown	WV	26187	304 375-6122	closed but permitted
6 Armstrong Glass	55 Chastain Road NW	4	Kennesaw	GA	30144	770 919-9924	
7 Origin Glass (Elan Technologies)	169 Elan Court	4	Midway	GA	31320	912 880-3526	
8 Parramore Glass	PO BOX 2777	4	Asheville	NC	28802	828 456-4414	
9 Franklin glass	222 East Sycamore St	5	Columbus	OH	43206	614 221-2972	
10 Kokomo Glass	1310 S. Market St.	5	Kokomo	IN	46902	765 457-8136	
11 Pacific Art Glass	125 West 157th St	9	Gardena	CA	90248	310 780-4047	fabricator?
12 Uroboros Glass	2139 N. Kerby Ave. SE	10	Portland	OR	97227	503 284-4900	
13 Spectrum Glass	21415 87th Avenue SE	10	Woodinville	WA	98072	425 483-6699	
14 Bullseye glass	3722 SE 21st Ave	10	Portland	OR	97202	503 232-8887	
15 System 96	24105 Snohomish-Woodinville Road	10	Woodinville	WA	98072	425 483-6699	fabricator?
16 Northstar Glassworks	8228 SE 26th Place	10	Portland	OR	97202	866 684-6986	makes colored borosilicate glass
17 Trautman Art glass		10	Portland	OR			
18 Glass Alchemy		10	Portland	OR			
19 Momka's Glass	19580 23rd Avenue NE	10	Arlington	WA	98223	425 776-3417	



Office of U.S. Senator Sherrod Brown

FAX TRANSMISSION

TO: Laura Vaught

DATE: 3/25/16

FAX NUMBER: (202) 501-1519

NUMBER OF PAGES, INCLUDING THIS COVER SHEET: 7

FROM:

John Patterson

U.S. Senator Sherrod Brown

801 West Superior Ave., Suite 1400

Cleveland, Ohio 44113

John_Patterson@brown.senate.gov

Phone: 216-522-7272

Fax: 216-522-2239

Subject: Franklin Art Glass Studios

United States Senate

WASHINGTON, DC 20510-4606

March 1, 2016

COMMITTEES
FINANCE
BANKING, HOUSING, AND
URBAN AFFAIRS
BUDGET
INTELLIGENCE
RULES AND ADMINISTRATION

Ms. Laura K. Vaught
Office of Congressional and Intergovernmental Relations
Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Room 3426 ARN
Washington, DC 20460

Dear Ms. Vaught,

I have recently been contacted by several of my constituents (4) with similar concerns about EPA policies. Attached, please find copies of their correspondence.

I would appreciate it if you could look into this matter and provide me with an appropriate response. Thank you.

Sincerely,



MARK R. WARNER
United States Senator

MRW/so

exempt 4

Contact Information:

exempt 4
exempt 6
exempt 6
exempt 6

Incoming Message:

Date: 2/9/2016

First, I am an environmentalist. I work for DEQ. In fact, I was the principal author of the vehicle emissions inspection regulation for Northern Virginia. However, I am also an avid automobile enthusiast - racer and collector. I am vehemently opposed to the proposed EPA regulation banning aftermarket performance products - sale and installation - for cars that will be raced.

<http://www.autoblog.com/2016/02/09/epa-illegal-modify-car-racing-sema-official/> I would favor a compromise that ensures these cars are only used for racing, or are antique/collector cars, but not an outright ban on performance enhancing products or measures for production cars that will be converted to race cars.

Please oppose this regulation, stop it from becoming approved and re-write it with input from SEMA, SVRA, and others. Heck, ask me to help! I'd be happy to and know the ropes.

Sincerely,

exempt 4

16-000-5281

exempt

Contact Information:

exempt

exempt

exempt

exempt

exempt

Incoming Message:

Date: 2/10/2016

Hello Senator Warner

Please take strong action against the Environmental Protection Agency's proposed rule banning the conversion of regular cars into racing cars. Numerous middle class Americans have converted regular street-legal cars into specialized racing cars. This activity has grown over the decades ever since the invention of the automobile. Please take strong action to protect the citizen racing community from this unwise EPA regulation.

exempt

exempt

Contact Information:

exempt
exempt
exempt
exempt

Incoming Message:

Date: 2/11/2016

In short the EPA is considering the enforcement of regulations on non-CARB (CA legal) emissions modification for ALL production cars and motorcycles. This includes your street car, daily driver, and track car. If it was born with a VIN number, it will be affected. They are proposing to ban all non CA legal modifications to intakes, exhaust, ECU tunes, and any system affecting emissions. The intention is to fine owners and parts manufacturers alike.

High Performance Driving Events and Club racing are significant industries. Virginia International Raceway and the new Dominion Race Track would probably go bankrupt without the support of HPDEs and Club racing. In addition, many of us have major investments in our track cars.

A better idea to improve the environment would be to ground Air Force One and give Obama a Prius.

AL-16-000-5281

exemption

Contact Information:

exempt

exempt

exempt

Incident Name:

Date: 2/22/2016

Stop this EPA overreach <https://www.sema.org/news/2016/02/08/epa-seeks-to-prohibit-conversion-of-vehicle-s-into-racecars>

16-000-5281



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

MAY 17 2016

OFFICE OF
AIR AND CLIMATE ACTION

The Honorable Mark R. Warner
United States Senate
Washington, D.C. 20510

Dear Senator Warner:

Thank you for your letter of March 1, 2016, regarding language in the Clean Air Act rulemaking (the "Phase 2 HD GHG Proposal") and its potential effect on competition motorsports. I appreciate your interest in this matter, and welcome the opportunity to set the record straight.

The U.S. Environmental Protection Agency is committed to protecting public health by ensuring that cars driven on public roads meet pollution standards under the Clean Air Act. Congress required these standards for good reason: emissions from motor vehicles have been linked to premature death in people with heart or lung disease, aggravated asthma, decreased lung function, and increased respiratory problems.

I'd also like to make it clear that the EPA supports motorsports and its contributions to the American economy and communities all across the country. EPA's focus is not on vehicles built or used exclusively for racing, but on companies that don't play by the rules and that make and sell products that disable pollution controls on motor vehicles used on public roads. These unlawful defeat devices pump dangerous and illegal pollution into the air we breathe.

The proposed language in the Clean Air Act rulemaking was never intended to represent any change in the law or in EPA's policies or practices towards dedicated competition vehicles. Since our attempt to clarify led to confusion, the EPA has decided to eliminate the proposed language from the final rule.

We will continue to engage with the racing industry and others about ways to ensure that we support racing and also keep our focus where it has always been: reducing pollution from the cars and trucks that travel along America's roadways and through our neighborhoods.

Again, thank you for your letter. If you have further questions or concerns, please contact me or your staff may contact Patricia Haman in the EPA's Office of Congressional and Intergovernmental Relations at haman.patricia@epa.gov or at (202) 564-2806.

Sincerely,

A handwritten signature in black ink, appearing to read "Janet G. McCabe".

Janet G. McCabe
Acting Assistant Administrator